

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DEBORAH WOODS, :
Plaintiff : 15-CV-5167(SJ)
-against- : United States Courthouse
THE CITY OF NEW YORK, : Brooklyn, New York
et al., :
Defendant. : January 21, 2016
9:30 o'clock a.m.

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TRANSCRIPT OF STATUS CONFERENCE
BEFORE THE HONORABLE STERLING JOHNSON, JR.
UNITED STATES DISTRICT JUDGE.

APPEARANCES:

For the Plaintiff: HARMON LINDER & ROGOWSKY
3 Park Avenue, Suite 2300
New York, NY 10016
BY: BRETT BLOOM, ESQ.

For Defendant NYC: NEW YORK CITY LAW DEPARTMENT
100 Church Street
New York, NY 10007
BY: SUZANNE E. ARIBAKAN

For Defendant PANYNJ: ROSENBAUM & TAYLOR, P.C.
7-11 South Broadway, Suite 401
White Plains, NY 10601
BY: SCOTT P. TAYLOR, ESQ.

1 APPEARANCES: (Continued)

2 Court Reporter: Charleane M. Heading
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4 Brooklyn, New York
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5 Proceedings recorded by mechanical stenography, transcript
6 produced by computer-aided transcription.

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10 THE CLERK: Woods versus City of New York.

11 State your names for the record.

12 MR. BLOOM: Sure. Good morning, Your Honor. Brett
13 Bloom, Harmon Linder & Rogowsky, 3 Park Avenue, Suite 2300,
14 New York New York, 10016, for the plaintiff.

15 THE COURT: Go ahead.

16 MR. TAYLOR: Scott Taylor from Rosenbaum & Taylor,
17 7-11 South Broadway, Suite 401, White Plains, 10601, for
18 defendant Port Authority.

19 MS. ARIBAKAN: Good morning, Your Honor. Suzanne
20 Aribakan for the City of New York, New York City Law
21 Department, 100 Church Street, New York, New York, 10007.

22 THE COURT: What's the story? What kind of case is
23 this?

24 MR. BLOOM: It's an assault and battery case.

25 THE COURT: Police?

1 MR. BLOOM: Yes, sir.

2 THE COURT: What's the story?

3 MR. BLOOM: An incident at Kennedy Airport.

4 THE COURT: Okay.

5 MR. BLOOM: Parking in front of the terminal.

6 THE COURT: And?

7 MS. ARIBAKAN: Your Honor, our position is that NYPD
8 is not involved. They were not proper parties.

9 MR. BLOOM: I don't think -- the problem with that
10 is we haven't been able to identify whether the officers
11 involved were Port Authority Police which I presume they are
12 or New York, New York Police, New York City police officers.

13 MS. ARIBAKAN: Your Honor, in response to counsel's
14 assertion, I produced in our Rule 26 disclosures the notice of
15 claim that attaches the Port Authority arrest report which
16 identifies the arresting officer and a shield number.

17 I've done a search. NYPD does not have an officer
18 with the last name that matches the shield number. I've also
19 conducted a search into whether or not Ms. Woods was in police
20 custody. She wasn't. Also, NYPD does not patrol JFK Airport.

21 THE COURT: What's your application?

22 MS. ARIBAKAN: We move to dismiss.

23 THE COURT: Is there an objection to it?

24 MR. BLOOM: My understanding of the purposes of this
25 appearance was to remand it back to State court. There's been

1 a stipulation that's been passed among the parties to agree to
2 a \$75,000, below \$75,000 jurisdictional limit.

3 My understanding was counsel was instructed to make
4 a motion as to why the City wouldn't sign that stipulation so
5 the Court can remand this matter back to State court.

6 THE COURT: You still didn't answer my question.

7 MR. BLOOM: Understood. I think my firm's position
8 is that to do discovery to ensure that the officer wasn't,
9 New York Police wasn't involved. We would discontinue once --
10 I've never seen the document counsel referred to.

11 MS. ARIBAKAN: I have a copy here.

12 THE COURT: Okay. Your motion is granted.

13 MS. ARIBAKAN: Thank you.

14 THE COURT: Next. You give him a copy anyway.

15 MS. ARIBAKAN: I will.

16 THE COURT: All right.

17 (Matter concluded.)

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21 I certify that the foregoing is a correct transcript from the
22 record of proceedings in the above-entitled matter.

23 /s/ Charleane M. Heading

March 2, 2016

24 _____
CHARLEANE M. HEADING

DATE

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